

THE EIGHTH JUDICIAL CIRCUIT OF FLORIDA
ADMINISTRATIVE ORDER NO. 1.21

FORECLOSURE DIVISION CASE STATUS REPORTING REQUIREMENTS

In order to meet the requirements of Florida Supreme Court Administrative Order 13-51, which requires the issuance of an administrative order to implement an effective communications mechanism by which the courts and clerks are notified of mortgage foreclosure case status changes in a timely manner,

IT IS ORDERED:

1. The Clerks of Court shall create codes for active, inactive, reopened, reopened inactive, and closed mortgage foreclosure cases, which utilize the following case event and status definitions, as set forth in the Foreclosure Initiative Data Collection Plan promulgated by the Office of the State Courts Administrator:

CASE EVENT DEFINITIONS

Open Case - A case that has one or more issues outstanding that require active resolution by the Court.

Closed Case – A case that has had all issues resolved and no further action of the Court is required. This definition does not indicate that the Clerk of Courts has completed all required activity with regards to the case, only that the Court has rendered judgment and will take no further action, excluding planned review or scheduled further action.

Reopened Case – A case that has one or more post-judgment actions outstanding that require active resolution by the Court.

Reclosed Case – A case that has had all post-judgment actions resolved and no further action of the Court is required.

CASE STATUS DEFINITIONS

Active - A case in which the Court is engaged in activity directly related to the resolution of the specific matters and issues associated with the case.

Inactive – A case in which court activity is suspended pending resolution of an issue external to the Court such as a pending bankruptcy, forbearance agreement, or appeal. A case placed in inactive status is not closed and does not need to be reopened when the case returns to active status, regardless of the length of time involved.

Closed – A case is considered closed or disposed (that is, in a closed status) for court activity on the date of the judicial decision, order or other recordable action that provides resolution of the last (or all) of the matters brought before the Court as a result of the filing event that initiated the case. The Court has no further action to take on the case.

Reopened – A case is considered to be in a reopened status (either active or inactive) from the date the first post-judgment motion/pleading is filed, or other action occurs that reopens a case for court activity (i.e. the reopen event) until the date of the last judicial decision/order resolving all overlapping court proceedings (i.e. the reopen closure event). Each period in which a case is reported as in a reopened status may involve one or more overlapping post-judgment actions.

Reopened Active – A case is considered to be in a reopened active status when one or more post-judgment actions are pending and the Court is actively engaged in their resolution.

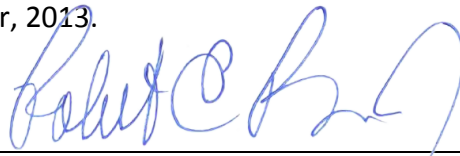
Reopened Inactive – A case is considered to be in a reopened inactive status if the activity on all outstanding post-judgment actions is held in abeyance pending resolution of some issue external to the Court, or that does not directly involve the Court in

resolving that issue. In this circumstance, the Court is not actively working to resolve the matter(s).

Reclosed - A case that has had one or more post-judgment actions will be considered closed, or disposed (that is, in a reclosed status) for court activity on the date of the judicial decision, order or other recordable action that provides resolution to the last (or all) of the matters brought before the Court since the reopen event occurred. The Court, then, has no further action to take on the case.

2. The Clerks of Court shall change the status of a case from:
 - a. **Open to Closed** upon the entry of a Final Judgment, Order of Dismissal, Voluntary Dismissal, or other Order of the Court directing that the case be closed.
 - b. **Closed to Reopened** upon the filing of a post-judgment motion/pleading that requires resolution by the Court.
 - c. **Reopened to Reclosed** upon withdrawal of all pending post-judgment motions/pleadings, or the entry of an Order that resolves all pending post-judgment actions. The Clerk shall also reclose any case when a judge has affixed a "99-Closed" stamp on any order/pleading in the file.
 - d. **Active to Inactive** upon entry of an Order Inactivating Case.
 - e. **Inactive to Active** upon entry of an Order Reactivating or Reinstating Case.

ORDERED on this 5th day of December, 2013.



Robert E. Roundtree, Jr., Chief Judge